with any paper referred to as being attached or enclosed) is being de shown below with sufficient postage as first class mail in an envelope

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

FRANCE ET AL

APPLICATION NO: 10/035,301

FILED: OCTOBER 25, 2001

FOR USE OF 2,4 DIAMINO 3-HYDROXYCARBOXYLIC ACID DERIVATIVES AS PROTEASOME INHIBITORS

Assistant Commissioner for Patents Washington, D.C. 20231......

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MAR - ¾ 7002 TECH CENTER 1600/2900

## INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants believe this paper is being filed before the mailing date of a first Office Action on the merits, and so under 37 C.F.R. §1.97(b)(3) no fees are required. If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0134.

In accordance with 37 C.F.R. §1.56, applicants wish to call the Examiner's attention to the references cited on the attached form(s) PTO-1449.

Some of the listed references are of record in parent Application No. 09/300,779 filed April 27, 1999, and copies are available therein. However, applicants are willing to send copies of any or all of these references at the Examiner's request.

Also, a copys of the other cited reference is enclosed herewith.

DED! AVAILABLE COPY

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 form.

Respectfully submitted,

Novartis Corporation Patent and Trademark Dept. 564 Morris Avenue Summit, NJ 07901-1027

Date: February 11, 2002

George M. Dohmann Attorney for Applicants Reg. No. 33,593

(908) 522-6922

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FORM PTO-1449 (REV. 7-85) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

FEB 2 6 2002 5 3

ATTY. DOC NO. 4-30944A/C1 APPLICATION NO. 10/035,301 APPLICANT FRANCE ET AL. FILING DATE OCTOBER 25, 2001 Sheet 1 of 1

Group

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### U.S. PATENT DOCUMENTS

EXAMINER		DOCUMENT AUMOSS	DATE	NAME	CLACO	OUDOLAGO	PH DIC DATE
INITIAL	<u> </u>	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
*	AA	5,538,997*	7/23/96	Billich et al.	514	510	
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#### **FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRAN YES	SLATION NO
AM	WO 93/01166	01/21/93	PCT				
AN							
 AO							
AP							
 AQ							

# OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

AR	André P. et al., Proc. Natl. Acad. Sci. USA, Vol. 95, "An inhibitor of HIV-1 protease modulates proteasome activity, antigen presentation, and I cell responses," pp. 13120-13124 (1998)*
 AS	Rolfe M. et al., J. Mol. Med., Vol. 75, "The ubiquitin-mediated proteolytic pathway as a therapeutic area," pp. 5-17 (1997)*
АТ	

**EXAMINER** 

DATE CONSIDERED

<sup>\*</sup>EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.